IN THE HIGH COURT OF JUDICATURE AT BOMBAY.
CRIMINAL APPELLATE JURISDICTION

CONTEMPT PETITION NO. 24 OF 2005.

Ram Shankar Gupta ..... Petitioner
V/s
MHADA ..... Respondents.

Mr.R.V. Govilkar, Adv. For the petitioner.

None for the respondents.

CORAM: V.G. PALSHIKAR, Ag. C.J.
AND
D.B. BHOSALE, J.

17TH Nov., 2005.

PC:

This complaint, of the respondents having committed contempt of this Court, is based on an order made earlier by this Court whereby Writ Petition No.644 of 2005 was rejected. The contention is that the statement that the respondents have made payment was false to the knowledge of the respondents and therefore was deliberate false statement made before the Court, resulting in the criminal contempt.

We have perused the order in which this statement is reflected. The order says that according to the respondents payments have been made and it is then observed that the proper remedy for the complainant is to file civil suit and therefore the petitioner was rejected. In such circumstances, in our opinion, no criminal contempt is made out. Petition dismissed.